

The 21st May, 1974.

No. 4228-4Lab-74/16530.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workman and the management of M/s Shree Metals (P) Ltd., Kundli.

BEFORE SHRI O.P. SHARMA, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK

Reference No. 47 of 1973

between

SHRI ISHWAR DUTT AND THE MANAGEMENT OF M/S SHREE METAL (P) LTD., KUNDLI

Present:

Shri M.S. Rath, for the workman.

Shri Dharam Vir Kakar, for the management.

AWARD

Shri Ishwar Dutt was in the service of M/s Shree Metal (P) Ltd., Kundli. His services were allegedly terminated by the management without any justification on 12th February, 1973. Feeling aggrieved, he raised a dispute which was referred for adjudication to this court by order No. ID/RK/231-B-73/31881-85, dated 5th July, 1973 of the Governor of Haryana, in exercise of the powers conferred by clause (c) of sub-section (i) of Section 10 of the Industrial Disputes Act, 1947, with the following term of reference.

Whether the termination of services of Shri Ishwar, Dutt, was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference usual notices were given to the parties and they put in their respective pleas. It is however, not necessary to go into the merits of the case as a settlement has been arrived at between the parties as per terms and conditions given in the memorandum of settlement copy Exhibit M. 1 on record, and according to the management a sum of Rs. 1313.45 has been paid to the workman concerned in full and final settlement of his entire claims against the management,—vide receipt Exhibit M.2 which is signed by him and attested by the Labour Officer-Cum-Conciliation Officer, Sonapat. Shri M. S. Rath who represents the workman concerned has admitted the aforesaid plea of settlement of the dispute raised on behalf of the management and he has also identified the signatures of the workman concerned on the memorandum of settlement Exhibit M.1, receipt Exhibit M.2 and application Exhibit M.3 addressed to this court to the above effect. The workman concerned has not even come forward to refute the above plea and pursue his claim.

In the circumstances, no further proceedings are called for and a no-dispute award is given in terms of the settlement amicably arrived at between the parties as discussed above. In the circumstances, there shall be no order as to costs.

Dated the 26th April, 1974.

O. P. SHARMA,

Presiding Officer,
Labour Court, Haryana, Rohtak.

Endst. No. 1011, dated 6th May, 1974

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O.P. SHARMA,

Presiding Officer,
Labour Court, Haryana,
Rohtak.